

## **Arizona Developmental Disabilities Planning Council Legislative Update: January 25, 2013**

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As of January 25, 2013, lawmakers have submitted 701 bills that could become law. There will continue to be more bills introduced this year (last year there were 1,395 bills introduced, only 362 became law). We are monitoring all bills; we are then determining which bills may have direct or indirect impact on those with developmental disabilities in Arizona. We will provide more information as new bills are introduced and current bills are amended, expanded and explained.

The Arizona Common Core standards, and the potential for linkages with business and industry for Arizona's long term economic growth and workforce readiness were hot topics this week as Legislative Committees were underway beginning to discuss the opportunities for all Arizonans to contribute to our state's workforce in meaningful ways. All three university President's spoke to the House Committee on Higher Education and Workforce Development to bring a clear picture of how important training and education is for everyone'

Of special interest also this week was a joint meeting of the Senate Committee on Appropriations and the House Committee on Appropriations. These groups are meeting together to review the executive budget released by the Office of Arizona's Governor, Jan Brewer. These committees have the responsibility to determine how money will be spent in our state.

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**Bill Status Summary Table***January 25, 2013*

Key:

Passed	In Progress	Failed
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Please refer to the Glossary at the end of the document for definitions of unfamiliar terms.

BILLS RELATED TO DEVELOPMENTAL DISABILITY ISSUES			
Bill Number	Sponsor	Brief Description	Status
HB 2001 Fact Sheet Pending	<a href="#">Representative C. Seel</a> (REP)	State Health Care Exchange; Prohibition To make someone other than the State of Arizona responsible for establishing and administering the Health Insurance Exchange in AZ.	Not yet assigned to committee.
HB2016 Fact Sheet Pending	<a href="#">Representative P. Lovas</a> (REP)	Technical Correction; Children; Guardianship This law amends or changes the Arizona Revised Statutes relating to dependent children.	Not yet assigned to committee.
HB2022 Fact Sheet Pending	<a href="#">Representative S. Montenegro</a> (REP)	Technical Correction; DES This law amends or changes the Arizona Revised Statutes relating to child welfare and placement.	Not yet assigned to committee.

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB 2044 Fact Sheet Pending	<a href="#">Representative H. Carter</a> (REP)	Arizona Health Care Cost Containment System (AHCCCS); Continuation.  Extend the AHCCCS system for 10 more years to July 1, 2023.	Assigned to Health Committee. House second read: 1/16/13 Recommendation: Do Pass
HB 2045 Fact Sheet Pending	<a href="#">Representative H. Carter</a> (REP)	AHCCCS; Hospital Reimbursement Methodology  Change the way hospitals are paid; no longer require legislature to approve new rates.	Assigned to Health Committee. House second read: 1/16/13
HB 2046 Fact Sheet Pending	<a href="#">Representative H. Carter</a> (REP)	AHCCCS; Omnibus  Prepare for Affordable Healthcare Act by removing the Healthcare Group Program. Changes some types of services offered by AHCCCS.	Assigned to Health Committee. House second read: 1/16/13
HB 2061 Fact Sheet Pending	<a href="#">Representative D. Goodale</a> (REP)	Technical correction; deaf; blind schools  Amends or changes the current ARS in support of converting property received by gift, purchase or devise into money or property that can then be used.	Not yet assigned to committee.
HB2089 Fact Sheet Pending	Representatives: <a href="#">K. Brophy McGee</a> (REP); <a href="#">H. Carter</a> (REP)	AHCCCS; Chronically Ill Children  Amends or changes a variety of sections of the current statutes related to ACHHS.	Assigned to Health Committee and Appropriations Committee. House second read: 1/22/13 Recommendation: Do Pass

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB2091 Fact Sheet Pending	Representatives: <a href="#">K. Brophy McGee</a> (REP); <a href="#">H. Carter</a> (REP)	AHCCCS; Orthotic Services; Restoration Amends or changes services related to the AHCCCS system.	Assigned to Health Committee and Appropriations Committee. House second read: 1/22/13
HB 2144 Fact Sheet Pending	Representatives: <a href="#">K. Brophy McGee</a> (REP); <a href="#">C. Miranda</a> (DEM); <a href="#">H. Carter</a> (REP); <a href="#">D. Goodale</a> (REP)	Child Protective Services Amends or changes the current ARS that defines the purpose of this agency to include investigations, safety matters, cooperative work with law enforcement agencies, coordination of permanent solutions on behalf of all children.	Assigned to Reform and Human Services Committee. House second read: 1/23/13
HB 2148 Fact Sheet Pending	<a href="#">Representative C. Seel</a> (REP)	DDD: Family Caregivers; Liability Amends or changes the Arizona Revised Statutes by addition language on family caregivers and the issue of liability for these people.	Assigned to Health Committee. House second read: 1/23/13
HB 2161 Fact Sheet Pending	Representatives: <a href="#">C. Campbell</a> (DEM); <a href="#">E. Meyer</a> (DEM), <a href="#">B. Wheeler</a> (DEM), <a href="#">M. A. Cardenas</a> (DEM), <a href="#">A. Delessandro</a> (DEM); <a href="#">D. McCune Davis</a> (DEM)	License Fee; Service Dogs; Waiver Amends or changes the language in the Arizona Revised Statutes on the process of animal registration and control.	Assigned to Agriculture and Water Committee. House second read: 1/23/13

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB 2195	Representatives: <a href="#">C. Miranda</a> (DEM); <a href="#">D. Lesko</a> (REP); <a href="#">V. Steele</a> (DEM); <a href="#">K. Brophy McGee</a> (REP); <a href="#">M. A. Cardenas</a> (DEM); <a href="#">L. C. Contreras</a> (DEM); <a href="#">A. Dalessandro</a> (DEM); <a href="#">R. Gabaldon</a> (DEM); <a href="#">S. Gonzales</a> (DEM); <a href="#">J. Mendez</a> (DEM).	Schools; Student Behavior Threat Assessments Amends or changes the Arizona Revised Statutes relating to the State Board of Education.	Assigned to Education Committee and Public Safety, Military and Regulatory Affairs Committee. House second read: 1/24/13
HB 2214 Fact Sheet Pending	Representatives <a href="#">J. Dial</a> (REP); <a href="#">J. Kavanagh</a> (REP).	Job Training Programs; Qualified Applicants Amends or changes the Arizona Revised Statutes relating to Arizona job training programs.	Not yet assigned to committee.
HB 2224 Fact Sheet Pending	Representatives: <a href="#">L. Alston</a> (DEM); <a href="#">S. Gonzales</a> (DEM); <a href="#">J. Mendez</a> (DEM).	Child Care Waiting List; Appropriations Amends or changes the Arizona Revised Statutes to provide financial support related to child care and doing away with waiting lists for services.	Assigned to Reform and Human Services Committee and Appropriations Committee. House second read: 1/23/13

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB 2270 Fact Sheet Pending	Representatives <a href="#">T. Forese</a> (REP); <a href="#">B. Thorpe</a> (REP)	Industry Specific Higher Education Programs Amends or changes the Arizona Revised Statutes concerning universities.	Assigned to Commerce Committee and Higher Education and Workforce Committee. House second read: 1/24/13
HB 2352 Fact Sheet Pending	Representatives <a href="#">C. Seel</a> (REP); <a href="#">A. Kwasman</a> (REP); <a href="#">S. Smith</a> (REP); <a href="#">D. Stevens</a> (REP); <a href="#">B. Thorpe</a> (REP); <a href="#">K. Townsend</a> (REP); <a href="#">J. Allen</a> (REP); <a href="#">B. Barton</a> (REP); <a href="#">S. Borrelli</a> (REP); <a href="#">D. Livingston</a> (REP); <a href="#">D. Mitchell</a> (REP); Senators: <a href="#">J. Burges</a> (REP); <a href="#">K. Ward</a> (REP)	AHCCCS; Expansion; Prohibition Amends or changes the Arizona Revised Statute concerning the costs of Arizona Health Care Cost Containment System.	Assigned to Health Committee. House second read: 1/23/2013

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB 2354 Fact Sheet Pending	Representatives <a href="#">C. Seel</a> (REP); <a href="#">A. Kwasman</a> (REP); <a href="#">D. Stevens</a> (REP); <a href="#">B. Thorpe</a> (REP); <a href="#">J. Allen</a> (REP); <a href="#">B. Barton</a> (REP); <a href="#">D. Livingston</a> (REP); <a href="#">D. Mitchell</a> (REP); <a href="#">S. Smith</a> (REP); <a href="#">K. Townsend</a> (REP); Senator <a href="#">J. Burges</a> (REP)	AHCCS: Childless Adults; Services; Prohibition Amends or changes the Arizona Revised Statutes relates to paying for Arizona Health Care Cost Containment System and services to childless adults.	Assigned to Health Committee. House second read: 1/23/2013
HB 2376 Fact Sheet Pending	<a href="#">Representative C. Campbell</a> (DEM);	Mandatory Mental Health Evaluation; Admission Amends or changes the Arizona Revised Statutes related to mental health services.	Assigned to Public Safety, Military and Regulatory Affairs Committee and Appropriations Committee Second read: 1/23/2013
HB 2401 Fact Sheet Pending	<a href="#">Representative H. Carter</a> (REP)	Service Animal; Definition. Amends or changes the Arizona Revised Statutes related to the handling of animals.	Not yet assigned to committee.

# ARIZONA DEVELOPMENTAL DISABILITIES PLANNING COUNCIL LEGISLATIVE REPORT



Bill Number	Sponsor	Brief Description	Status
HB 2472 Fact Sheet Pending	Representatives <a href="#">B. Thorpe</a> (REP); <a href="#">C. Seel</a> (REP); <a href="#">D. Stevens</a> (REP); <a href="#">B. Barton</a> (REP); <a href="#">D. Livingston</a> (REP); <a href="#">K. Townsend</a> (REP); Senator <a href="#">C. Crandell</a> (REP)	Pupils; Chronic Health Problems; Absences  Amends or changes the Arizona Revised Statutes related to school district governing boards.	Assigned to Education Committee. House second read: 1/23/2013
HB 2476 Fact Sheet Pending	Representatives <a href="#">K. Townsend</a> (REP); <a href="#">S. Borrelli</a> (REP); <a href="#">A. Kwasman</a> (REP); <a href="#">D. Lesko</a> (REP); <a href="#">W. Peterson</a> (REP); <a href="#">D. Stevens</a> (REP);	Schools; Isolation Rooms; Restrictions  This law amends or changes the Arizona Revised Statutes relating to pupil discipline.	Assigned to Education Committee. House second read: 1/23/2013

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Bill Number	Sponsor	Brief Description	Status
SB 1006 Fact Sheet Pending	<a href="#">Senator E. Ableser</a> (DEM)	Appropriations; Adult Education Programs Provide \$4.6 million for adult education programs.	Assigned to Senate Appropriations Committee Senate second read: 1/15/13
SB 1093 Fact Sheet Pending	Senator <a href="#">J. McComish</a> (REP); Representatives <a href="#">J. Dial</a> (REP); <a href="#">B. Robson</a> (REP)	Disability Placards; Non-profit Organizations Amends or changes the Arizona Revised Statutes related to special license plates.	Assigned to Senate Transportation Committee. Senate second read: 1/23/2013
SB 1100 Fact Sheet Pending	Senators: <a href="#">K. Yee</a> (REP); <a href="#">K. Hobbs</a> (DEM); <a href="#">L. Landrum Taylor</a> (DEM); <a href="#">L. Lopez</a> (DEM); <a href="#">R. Meza</a> (DEM); <a href="#">L. Pancrazi</a> (DEM); <a href="#">M. Raegan</a> (REP); <a href="#">N. Barto</a> (REP); <a href="#">D. Bradley</a> (DEM); <a href="#">C. Crandell</a> (REP); <a href="#">A Driggs</a> (REP); <a href="#">G. Griffin</a> (REP); <a href="#">S. Pierce</a> (REP); <a href="#">K. Ward</a> (REP)	ASDB; Continuation Continues the Board of Directors of the Arizona State Schools for the Deaf and Blind (ASDB) for 10 years.	Assigned to Senate Education Committee. Senate second read: 1/24/13 Recommendation: Do Pass

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**DETAILED INFORMATION**

*January 25, 2013*

**Bills Related to Developmental Disability Issues:**

**HB 2001:** STATE HEALTH CARE EXCHANGE; PROHIBITION

**Status:** Not yet assigned to committee.

**Summary:** Part of the Patient Protection and Affordable Care Act (PPACA) requires a Health Insurance Exchange. A Health Insurance Exchange is a place where individuals may purchase health insurance with help from the federal government. This law would make the federal government responsible for establishing and administering the Health Insurance Exchange in Arizona.

**Impact:** • To be determined.

**HB 2016:** TECHNICAL CORRECTION; CHILDREN;  
GUARDIANSHIP

**Status:** Not yet assigned to committee.

**Summary:** This law amends or changes the Arizona Revised Statutes relating to dependent children.

The court may order or permit the filing of a motion for termination or permanent guardianship before a permanency hearing.

**Impact:** • To be determined.

**HB 2022:** TECHNICAL CORRECTION; DES

**Status:** Not yet assigned to committee.

**Summary:** This law amends or changes the Arizona Revised Statutes relating to child welfare and placement.

This changes the administration of child placement as provided for in this part of the law to title 46, chapter 1.

**Impact:** • To be determined.

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**HB 2044:** ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS); CONTINUATION.

**Status:** Assigned to Health Committee. House second read: 1/16/13  
**Recommendation:** Do Pass.

**Summary:** This law would extend the AHCCCS system for 10 more years to July 1, 2023

**Impact:** • To be determined.

**HB 2045:** AHCCCS; HOSPITAL REIMBURSEMENT METHODOLOGY

**Status:** Assigned to Health Committee. House second read: 1/16/13

**Summary:** This law changes the way hospitals are paid using a process similar to those established in the Social Security Act. The law would no longer require the legislature to approve new rates.

**Impact:** • To be determined.

**HB 2046:** AHCCCS; OMNIBUS

**Status:** Assigned to Health Committee. House second read: 1/16/13

**Summary:** This law gets the state ready for the Patient Protection and Affordable Care Act (PPACA) by removing the Healthcare Group program. The Healthcare Group of Arizona was created in 1985 by the Arizona State Legislature. The Healthcare Group is a state-sponsored, public-private partnership created to provide reasonably priced healthcare coverage to small businesses with 2-50 employees and political subdivisions. This group is no longer necessary under the Patient Protection and Affordable Care Act (PPACA). The proposed law also changes some types of services covered by AHCCCS.

**Impact:** • To be determined.

**HB 2061:** TECHNICAL CORRECTION; DEAF; BLIND SCHOOLS

**Status:** Not yet assigned to committee.

**Summary:** Amends or changes the current Arizona Revised Statutes relate to the Arizona State Schools for the Deaf and Blind in support of converting property received by gift, purchase or devise that

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is not originally suitable for use into money or property that can then be used by these school campuses/locations.

**Impact:** • To be determined.

**HB 2089:** AHCCCS; CHRONICALLY ILL CHILDREN

**Status:** Assigned to Health Committee and Appropriations Committee. House second read: 1/22/13 **Recommendation:** Do Pass.

**Summary:** This law amends or changes a variety of sections of the current statutes related to ACHHS.

This law would include the following actions:

- a) Use a definition of chronic illness or physical disability;
- b) Specify a diagnosis before the age of 21 years of age and whose primary diagnosis is a severe physical condition that requires ongoing medical intervention;
- c) As monies are available – a program will be established for these children that evaluates their needs; gathers statistical information; and sets up service delivery.
- d) A statewide information and referral service to enhance service delivery
- e) Acceptance of federal monies for these services
- f) This program will continue through July 1, 2023.

**Impact:** • To be determined.

**HB 2091:** AHCCCS; ORTHOTIC SERVICES; RESTORATION

**Status:** Assigned to Health Committee and Appropriations Committee. House second read: 1/22/13

**Summary:** This law amends or changes services related to the AHCCCS system.

This law restores coverage for orthotic device if it is prescribed; the device is less expensive than other treatment options or surgical procedures and it is medically recognized as the preferred treatment.

**Impact:** • To be determined.

***HB 2144:*** CHILD PROTECTIVE SERVICES

**Status:** Assigned to Reform and Human Services Committee.

**House second read:** 1/23/13

**Summary:** Amends or changes the section of the Arizona Revised Statutes that defines the purpose of this agency to include investigations, safety matters, cooperative work with law enforcement agencies, coordination of permanent solutions on behalf of all children.

**Impact:** • To be determined.

***HB 2148:*** DDD: CAREGIVERS; LIABILITY

**Status:** Assigned to Health Committee. **House second read:** 1/23/13

**Summary:** Amends or changes the Arizona Revised Statutes by the addition of language on family caregivers and the issue of liability for these people. This law says that a person who provides medical care to a family member who has a developmental disability shall hold the department harmless for any medical condition that results from providing that care.

**Impact:** • To be determined.

***HB 2161:*** LICENSE FEE; SERVICE DOGS; WAIVER

**Status:** Assigned to Agriculture and Water Committee.

**House second read:** 1/23/13.

**Summary:** Amends or changes the language in the Arizona Revised Statutes on the process of animal registration and control.

This law permits the members of the Board of Supervisors of each Arizona County to not charge a person with disability and who uses a service animal. The person with the service dog must provide proof that the dog is a service animal in order to not have to pay a regular fee.

**Impact:** • To be determined.

***HB 2195:*** SCHOOLS; STUDENT BEHAVIOR THREAT  
ASSESSMENT

**Status:** Assigned to Education Committee and Public Safety,  
Military and Regulatory Affairs Committee.

**House second read:** 1/24/13.

**Summary:** This law amends or changes the Arizona Revised Statutes relating to the State Board of Education.

On or before January 1, 2015 the State Board of Education will adopt a pupil behavior threat assessment plan that may be used by school districts and charter schools. This will allow for coordination with mental health professionals and the law enforcement community.

**Impact:** • To be determined.

***HB 2214:*** JOB TRAINING PROGRAMS; QUALIFIED APPLICANTS  
**Status:** Not yet assigned to committee

**Summary:** This law amends or changes the Arizona Revised Statutes relating to Arizona job training programs.

Training opportunities will be awarded to the most qualified applicant; businesses will contribute in various forms to the cost of training as well as equipment (at a rate of about 25%). There will also be a connection to increased earnings for members of the current workforce who obtain new training.

**Impact:** • To be determined.

***HB 2224:*** CHILD CARE WAITING LIST; APPROPRIATIONS  
**Status:** Assigned to Reform and Human Services Committee and Appropriations Committee. House second read: 1/23/13

**Summary:** Amends or changes the Arizona Revised Statutes to provide financial support related to child care and doing away with waiting lists for services.

**Impact:** • To be determined.

***HB 2270:*** INDUSTRY SPECIFIC HIGHER EDUCATION PROGRAMS  
**Status:** Assigned to Commerce Committee and Higher Education and Workforce Committee. House second read: 1/24/13

**Summary:** Amends or changes the Arizona Revised Statutes concerning universities. This law partners an organization named the Arizona Commerce Authority and our state universities in Arizona with industries to develop college level programs that are tailored to each industry's needs. The goal is to identify and

help industries that pay wages that exceed the state of Arizona's average wage.

**Impact:**      • To be determined.

***HB 2352:***    AHCCCS; EXPANSION; PROHIBITION

**Status:**      **Assigned to Health Committee. House second read: 1/23/13**

**Summary:**    Amends or changes the Arizona Revised Statute concerning the costs of Arizona Health Care Cost Containment System. This law requires that the Joint Legislative Budget Committee must tell the Governor of Arizona, the President of the Senate and the Speaker of the House of Representatives that expansion of the AHCCCS will not cause a budget increase in Arizona for the next twenty years before the program services can be expanded.

**Impact:**      • To be determined.

***HB 2354:***    AHCCS; CHILDLESS ADULTS; SERVICES; PROHIBITION

**Status:**      **Assigned to Health Committee. House second read: 1/23/13**

**Summary:**    Amends or changes the Arizona Revised Statutes that relates to paying for Arizona Health Care Cost Containment System and services to childless adults. This law would not allow the use of monies from any fund established under the written chapter 36 of the Arizona Revised Statutes to pay for services to childless adults.

**Impact:**      • To be determined.

***HB 2376:***    MANDATORY MENTAL HEALTH EVALUATION;  
ADMISSION

**Status:**      **Assigned to Public Safety, Military and Regulatory Affairs  
Committee and Appropriations Committee  
Second read: 1/23/2013**

**Summary:**    This law allows a peace officer who has contact with a person who possesses a firearm and the peace officer believes that the person as a result of mental illness is a danger to self or others, is persistently or acutely disabled or gravely disabled, the peace officer shall submit an application for a court ordered evaluation pursuant to Arizona Revised Statute Chapter 36-524. In

addition, if it is deemed appropriate, an emergency admission can be also obtained. If a peace officer submits an application pursuant to this section, the peace officer shall temporarily seize the firearm.

**Impact:**       • To be determined.

***HB 2401:***   SERVICE ANIMAL; DEFINITION.

**Status:**       **Not yet assigned to committee.**

**Summary:**   Amends or changes the Arizona Revised Statutes related to the handling of animals. This law clarifies and expands the definition of the term service animal to include an animal that is individually trained to do work or perform tasks for the benefit of an individual with a disability including physical, sensory, psychiatric, intellectual or other mental disability. This includes a miniature horse that is individually trained to do work for a disabled individual.

**Impact:**       • To be determined.

***HB 2472:***   PUPILS; CHRONIC HEALTH PROBLEMS; ABSENCES

**Status:**       **Assigned to Education Committee.**  
**House second read: 1/23/2013**

**Summary:**   Amends or changes the Arizona Revised Statutes related to school district governing boards. This law further clarifies that school district policies and procedures shall prohibit the district from expelling, suspending or withdrawing from enrollment pupils with chronic health problems due solely to extended absences from school.

**Impact:**       • To be determined.

***HB 2476:***   SCHOOLS; ISOLATION ROOMS; RESTRICTIONS

**Status:**       **Assigned to Education Committee.**  
**House second read: 1/23/2013**

**Summary:**   This law amends or changes the Arizona Revised Statutes relating to pupil discipline. It provides for the following actions: beginning in the school year 2013-2014, disciplinary policies for the confinement of pupils left alone in an enclosed space

will ensure the criteria for confinement; the size of the room in which the confinement will occur; the maximum number of minutes that the pupil will be physically prevented from exiting the room in which the confinement occurs; the method for monitoring the pupil.

**Impact:**       • To be determined.

**SB 1006:**    APPROPRIATIONS; ADULT EDUCATION PROGRAMS  
**Status:**     **Assigned to Appropriations Committee. Senate second read: 1/15/2013.**

**Summary:** This law would give the Department of Education \$4,600,000 for adult education programs. Specific programs have not been identified yet.

**Impact:**       • To be determined.

**SB 1093:**    DISABILITY PLACARDS; NON-PROFIT ORGANIZATIONS

**Status:**     **Assigned to Transportation Committee. Senate second read: 1/23/2013**

**Summary:** Amends or changes the Arizona Revised Statutes related to special license plates. This law allows the issuance of up to three permanently disabled removable windshield placards to a nonprofit organization that provides assistance to senior citizens.

**Impact:**       • To be determined.

**SB 1100:**    ASDB; CONTINUATION

**Status:**     **Assigned to Senate Education Committee. Senate second read: 1/24/2013 Recommendation: Do Pass**

**Summary:** This law continues the Board of Directors of the Arizona State Schools for the Deaf and Blind (ASDB) for 10 years.

The ASDB was established in 1912 to serve children from birth through age 21. The schools currently serve over 2200 students on three campuses, preschool services and contracted services provided at local schools. The Board continues until July 1,

2023 and there is no anticipated fiscal impact to the general fund.

**Impact:**      • To be determined.